



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Garvie

Serial No.: 09/584,375

Filed : 05/31/2000

Title : CLEAT FOR FOOTWEAR

Group Art Unit: 3728

Examiner: A. Stashick

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CONTINUED EXAMINATION AMENDMENT

Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

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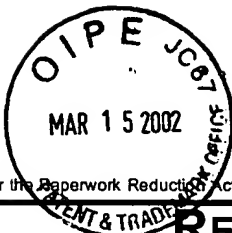
In response to the outstanding Office Action of December 17, 2001, kindly amend the present application as follows:

IN THE CLAIMS:

Amend claims 1 and 10 as follows:

(Amended) A cleat for an article of footwear consisting entirely of plastic, the cleat comprising:

an insert made from a synthetic plastic material, wherein the insert has a stem portion with engagement means for releasable engagement with a complementary formation defined on an undersole of the article of footwear; and



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py.
for
RCE

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Commissioner for Patents
Box RCE
Washington, DC 20231

Application Number	09/584,375
Filing Date	5/31/00
First Named Inventor	Garvie, Bruce
Art Unit	3728
Examiner Name	Stashick
Attorney Docket Number	GAR-001

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This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

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2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 01-2221
- i. ☐ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) | 03/18/2002 CHNGUYEN 00000044 09584375
- iii. ☒ Other any fee deficiency | 01 FC:279 | 370.00 BP
- b. ☒ Check in the amount of \$ 370.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	John L. Welsh	Registration No. (Attorney/Agent)	33,621
Signature	<i>[Signature]</i>	Date	3/15/02

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print /Type)		Date	
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.

AMENDMENT TRANSMITTAL LETTER		APPLICANT Palmer et al.	
SERIAL NO. 09/584,375	FILING DATE 05/31/00	EXAMINER Stashick	ART UNIT 3728
TITLE: CLEAT FOR FOOTWEAR			

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

Transmitted herewith is an amendment in the above-identified application.

☒ Small entity status of this application under 37 CFR 1.27 has been established.

☐ Power of Attorney.

☒ Please charge additional claim fees to Deposit Account No. 01-2221 .

☒ Any additional extension and/or fees may be charged to Deposit Account No. 01-2221.

☐ No additional fee is required.
The fee has been calculated as shown below:

EXTENSION OF TERM

NOTE: "Extension of Time in Patent Cases (Supplement Amendments)-If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

If a timely response has been filed after a Final Office Action, an extension of time is require to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).

NOTE: See 37 CFR 1.645 for extensions of time in interference proceedings and 37 CFR 1.550(c) for extensions of time in reexamination proceedings.

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply

(complete (A) or (B) as applicable)

A. ☐ Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

<u>Extension (Months)</u>	<u>Fee for other than small entity</u>	<u>Fee for small entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	390.00	195.00
<input type="checkbox"/> three months	930.00	465.00
<input type="checkbox"/> four months	1,470.00	735.00

Fee \$ _____

If an additional extension of time is required please consider this a petition therefor.

(check and complete the next item, if applicable)

— An extension for _____ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.



Extension fee due with this request \$_____

OR

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

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(1)

(2)

(3)

SMALL ENTITY

OTHER THAN A
SMALL ENTITY

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	* 10	MINUS	** 20	
INDEP	* 4	MINUS	*** 3	
FIRST PRESENTATION OF MULTIPLE DEP CLAIM				

RATE	ADDIT FEE
x\$ 9=	\$
x\$ 42=	\$ 42
x\$140=	\$
TOTAL	\$ 42

RATE	ADDIT FEE
x\$ 18=	\$
x\$ 84=	\$
x\$280=	\$
TOTAL	\$

ADDIT FEE

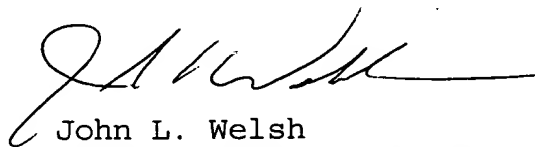
* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest No. Previously Paid For" (Total of Indep.) is the highest number found in the appropriate box in Col. 1.

Respectfully submitted,



John L. Welsh
Registration No. 33,621

WELSH & FLAXMAN LLC
2341 Jefferson Davis Hwy.
Ste. 112
Arlington, VA 22202
(703) 920-1122
Docket No. GAR-001

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